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**TITLE 11 CONSUMER PROTECTION DIVISION OF
THE OFFICE OF THE ATTORNEY GENERAL**

Proposed Rule
LSA Document #02-19

DIGEST

Adds 11 IAC 2-9 to provide that residential telephone numbers shall remain on the telephone privacy list in the event of a change of area code or prefix, or both. Provides that the telephone privacy list shall contain both numbers so long as a telephone solicitor may reach the consumer by directly dialing either number. Effective 30 days after filing with the secretary of state.

11 IAC 2-9

SECTION 1. 11 IAC 2, AS ADDED AT 25 IR 1856, SECTION 1, IS AMENDED BY ADDING A NEW RULE TO READ AS FOLLOWS:

Rule 9. Change of Telephone Area Code or Prefix, or Both

11 IAC 2-9-1 Presumption in the event of change of telephone area code or prefix, or both

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 1. A consumer whose residential telephone number has been placed on the telephone privacy list shall be deemed to intend that the number remain on the list in the event that the Indiana utility regulatory commission or other governmental entity having authority gives final approval to a change of telephone area code or prefix, or both, affecting the consumer's residential telephone number. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-1)*

11 IAC 2-9-2 Dual listing of residential telephone numbers during transition

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 2. When the division receives from the Indiana utility regulatory commission or other governmental entity having authority, a list of telephone area codes or prefixes, or both, that will change because of final regulatory approval of a new telephone area code or prefix, or both, it shall revise the next published telephone privacy list to include the consumer's residential telephone number under both the old area code or prefix, or both, and under the new area code or prefix, or both. This dual listing shall be published in the telephone privacy list for so long as a telephone solicitor may reach the consumer by directly dialing either number. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-2)*

11 IAC 2-9-3 Removal of original numbers from list once transition is complete

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-2-3; IC 24-4.7-3-1; IC 24-4.7-4-1

Sec. 3. At such time as a consumer's residential telephone number can be reached directly only by dialing one (1) telephone area code or prefix, the division shall cause the former telephone number to be deleted from the next published edition of the telephone privacy list. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-9-3)*

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on April 22, 2002 at 11:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor, Office of the Attorney General Conference Room, Indianapolis, Indiana the Consumer Protection Division of the Office of the Attorney General will hold a public hearing on proposed new rules relating to area code changes and the telephone privacy list. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

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